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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/829,794	04/10/2001	Nicolas Regent	FR 000036	FR 000036 1894	
24737	7590 07/20/2006		EXAM	EXAMINER	
PHILIPS INTELLECTUAL PROPERTY & STANDARDS			DEAN, RA	DEAN, RAYMOND S	
P.O. BOX 30 BRIARCLIF	01 F MANOR, NY 10510			ART UNIT PAPER NUMBER	
			2618		
			DATE MAILED: 07/20/2006		

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action Before the Filling of an Appeal Brief -The MAILING DATE of this communication appears on the cover sheet with the correspondence address THE REPLY FILED 10_July 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. 1. ☑ The reply was filed after a final rejection, but prior to or on the same day as filling a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal Fee) in compliance with 37 CFR 1.131; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.141. The reply must be filed within one of the following imperiods: a) ☐ The period for reply expiresmonths from the mailing date of the final rejection. b) ☑ The period for reply expiresmonths from the mailing date of the final rejection. caramise filed: If the clienced, check them be only or (0). ONLY-PICKEN BOX (WHEN THE FIRST REPLY WAS FILED WITHIN TWO Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee under 37 CFR 1.136(a) and the appropriate extension fee works or CFR 1.176(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final rejection, very amount of the fee. The appropriate extension fee under 37 CFR 1.136(a) and the appropriate extension fee under 37 CFR 1.136(a) and the appropriate extension fee under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee under 37 CFR 1.136(a). The date of purpose of the petition of the date of the mailing date of the final r	ŝ			
Examiner Raymond S. Dean Park Raymond S. Dean Park P		Application No.	Applicant(s)	
## Raymond S. Dean ## Raymond Sean	Advisory Action	09/829,794	REGENT, NICOLAS	
### THE REPLY FILED 10_July 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. ### THE REPLY FILED 10_July 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. ### THE REPLY FILED 10_July 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. ### THE REPLY FILED 10_July 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. ### The Reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies. (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance. (2) a Notice of Appeal (with appeal fee) in compliance, with 37 CFR 1.114. The reply must be filed within one of the following time periods. ### The Period for reply expires on: (1) the mailing date of the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SM MONTHS from the mailing date of the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SM MONTHS from the mailing date of the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SM MONTHS from the mailing date of the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SM MONTHS from the mailing date of the final rejection, whichever is later. In no event, however, will the statutory period of the statutory period for the statutory period for the statutory period for reply expired the statutory period for the statutor	Before the Filing of an Appeal Brief	Examiner	Art Unit	
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 1. ∑ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:	The MAILING DATE of this communication appe	ars on the cover sheet with the c	correspondence add	ress
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event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action, or (2) as set forth in (b) adver, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b). MOTICE OF APPEAL. OTHER NOTICE OF APPEAL. The Notice of Appeal was filed on A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a). AMENDMENTS AMENDMENTS AMENDMENTS AMENDMENTS AMENDMENTS APP raise new issues that would require further consideration and/or search (see NOTE below); (b) They raise new issues that would require further consideration and/or search (see NOTE below); (c) They raise the issue of new matter (see NOTE below); (d) They raise the deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) They present additional claims without canceling a corresponding number of finally rejected claims. NOTE: (See 37 CFR 1.116 and 41.33(this application, applicant must timely file one of the follor places the application in condition for allowance; (2) a No. (3) a Request for Continued Examination (RCE) in comp following time periods: a) The period for reply expiresmonths from the mailing of the continued for reply expiresmonths.	owing replies: (1) an amendment, a otice of Appeal (with appeal fee) in liance with 37 CFR 1.114. The replate of the final rejection.	ffidavit, or other evid compliance with 37 (ly must be filed within	ence, which CFR 41.31; or n one of the
been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from (1) the expiration date of the shortend statutory period for reply originally set final Office action; or (2) as set forth in (0) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any searned patent term adjustment. See 37 CFR 1.704(b). NOTICE OF APPEAL ☐ The Notice of Appeal was filed on A brief in compliance with 37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal (37 CFR 41 37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a). ☐ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because (a) ☐ They raise new issues that would require further consideration and/or search (see NOTE below); (b) ☐ They raise the issue of new matter (see NOTE below); (c) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims. NOTE: (See 37 CFR 1.116 and 41.33(a)). 4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324). 5. ☐ Applicant's reply has overcome the following rejection(s): (She appeal, the proposed amendment(s): a) ☐ will not be entered, or b) ☑ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) rejected: 1 - 22. Claim(s) rejected: 1 - 22. Claim(s) rejected: 1 - 22. Claim(s) rejected:	event, however, will the statutory period for reply expire later the Examiner Note: If box 1 is checked, check either box (a) or (b)	an SIX MONTHS from the mailing date o . ONLY CHECK BOX (b) WHEN THE FI	f the final rejection.	
2. ☐ The Notice of Appeal was filed on A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a). AMENDMENTS 3. ☐ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because (a)☐ They raise new issues that would require further consideration and/or search (see NOTE below); (b)☐ They raise the issue of new matter (see NOTE below); (c)☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d)☐ They present additional claims without canceling a corresponding number of finally rejected claims. NOTE: (See 37 CFR 1.116 and 41.33(a)). 4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324). 5. ☐ Applicant's reply has overcome the following rejection(s): 6. ☐ Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s). 7. ☑ For purposes of appeal, the proposed amendment(s): a) ☐ will not be entered, or b) ☑ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed: None. Claim(s) objected to: None. Claim(s) objected to: None. Claim(s) objected to: None. Claim(s) objected to: None. SEFIDAVIT OR OTHER EVIDENCE 8. ☐ The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 1.13(d)	Extensions of time may be obtained under 37 CFR 1.136(a). The date on been filed is the date for purposes of determining the period of extension a CFR 1.17(a) is calculated from: (1) the expiration date of the shortened stabove, if checked. Any reply received by the Office later than three month earned patent term adjustment. See 37 CFR 1.704(b).	which the petition under 37 CFR 1.136(a and the corresponding amount of the fee. atutory period for reply originally set in the	The appropriate extension final Office action; or (2)	on fee under 37 as set forth in (b)
(a) ☐ They raise new issues that would require further consideration and/or search (see NOTE below); (b) ☐ They raise the issue of new matter (see NOTE below); (c) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims. NOTE:	2. The Notice of Appeal was filed on A brief in com of filing the Notice of Appeal (37 CFR 41.37(a)), or any e Since a Notice of Appeal has been filed, any reply must be AMENDMENTS	extension thereof (37 CFR 41.37(e)) be filed within the time period set for), to avoid dismissal orth in 37 CFR 41.37(of the appeal. (a).
(d) They present additional claims without canceling a corresponding number of finally rejected claims. NOTE:	 (a) ☐ They raise new issues that would require further co (b) ☐ They raise the issue of new matter (see NOTE below) (c) ☐ They are not deemed to place the application in be 	nsideration and/or search (see NO ow);	PTE below);	
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 AFFIDAVIT OR OTHER EVIDENCE 8. The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e). 9. The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1). 10. The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached. REQUEST FOR RECONSIDERATION/OTHER 	7. For purposes of appeal, the proposed amendment(s): a) how the new or amended claims would be rejected is profit The status of the claim(s) is (or will be) as follows: Claim(s) allowed: <u>None</u> . Claim(s) objected to: <u>None</u> . Claim(s) rejected: <u>1 - 22</u> .		vill be entered and an	explanation of
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	10. The affidavit or other evidence is entered. An explanation REQUEST FOR RECONSIDERATION/OTHER	on of the status of the claims after	entry is below or attac	ched.

U.S. Patent and Trademark Office PTOL-303 (Rev. 7-05)

13. Other: _____.

See Continuation Sheet.

EDWARD F. URBAN SUPERVISORY PATENT EXAMINER

TECHNOLOGY CENTER 2600

12. Note the attached Information Disclosure Statement(s)-(PTO/SB/98 or PTO-1449) Paper No(s).

Raymond Dean

July 14, 2006 571-272-7877 Continuation of 11. does NOT place the application in condition for allowance because: Examiner respectfully disagrees with Applicant's assertions on Page 11, 3rd Paragraph of the Remarks "The fact that the scheduled time repeats by no way" and Page 12, 3rd Paragraph "It is respectfully submitted that Vossler does not teach ...". The automatic scheduling program, as set forth in the Office Action dated May 30, 2006, periodically and automatically updates the start time for the activation/deactivation of a phone function to be greater than the current time. In order for a repeating event to occur the scheduled start time will need to be updated such that the event will occur at a desired repeating start time such as 8AM everyday. If the start time is not periodically and automatically updated the desired phone functions will not activate/deactivate at a desired repeating start time which is antithetical to the purpose of the automatic scheduling program of the Vossler reference.

EDWARD F. URBAN SUPERVISORY PATENT EXAMINER TECHNOLOGY CENTER 2600